

Sample Special Award Conditions for NOAA Restoration Center Cooperative Agreements

Maintain Project Files

The recipient must maintain project files for all restoration activities taking place under this agreement. These files must contain, at a minimum, project work plans and copies of all federal and state permits/consultations associated with project implementation.

Adhere to All Applicable Laws

The recipient will ensure that implementation of the project will meet all federal laws and regulations by completing any required federal consultations and obtaining all applicable permits and approvals prior to expenditure of federal funds or award match for those activities requiring permits and consultations. Verification of federal permits and environmental compliance related to the project funded under this cooperative agreement must be available to the NOAA Program Officer or Technical Monitor if requested. The recipient must be cognizant of all conditions and restrictions required by their permits and consultations, and will immediately halt activities and contact their NOAA Technical Monitor if events occur that threaten to violate the conditions or restrictions required by their permits and consultations.

Written Safety Plan

Safety is a critical consideration for restoration project implementation. The recipient must have a written safety plan for management of employees, contractors, and volunteers working on the project(s) as applicable. The plan should consider safety in and around project sites during and after project construction, and take into account potential safety concerns with regard to the current and future use of the sites. The recipient should ensure that a safety briefing is conducted for all project participants immediately prior to their involvement in hands-on restoration activities under this award, and require that any volunteers sign a liability release waiver. Recipients shall be responsible for exercising reasonable care and using best efforts to prevent accidents, injury or damage to all employees, contractors, persons and property, in and around the work site. All safety plans must be made available to NOAA upon request.

Acknowledge Contributors

The recipient must display, where appropriate and practical, publicly visible signs indicating that the project has received funding through the NOAA Restoration Center. These signs should also identify other contributing partners. These contributions should also be acknowledged in all communications with the media and the public and in all outreach related to the projects.

Verify Receipt of Permits and Consultations

Verification of permits and regulatory compliance related to this project must be presented to the NOAA Technical Monitor prior to project implementation. Please provide a list of federal, tribal, state, and local permits acquired for this project by email or letter to the NOAA Technical Monitor.

Cooperative Agreement

NOAA Fisheries participation will be crucial to ensuring the development and implementation of the most beneficial habitat restoration project possible. NOAA Fisheries will:

- provide hands-on assistance on technical and permitting issues for the habitat restoration project;
- monitor the progression of the restoration from implementation to post-construction monitoring, including one or more site visits; and
- participate in public events to highlight the restoration activities and to foster the concept of citizen-based habitat restoration.

Performance Progress Reports

Progress reports must be submitted using the NOAA Community-based Restoration Program's Performance Progress Report (PPR) reporting form approved by OMB under control number 0648-0472. This form will be provided to you by the NOAA Federal Program Officer. Interim semi-annual progress reports are due no later than 30 days after the semiannual reporting periods ending March 31 and September 30 for the entire duration of the award. These follow the same frequency and have the same due dates (April 30 and October 30, respectively) as the SF-425 Federal Financial Reports, which also must be submitted as a condition of this award. A comprehensive final report covering all activities during the award period is required and must be received by the NOAA Program Officer within 90 days after the end date of this award.

Invasive Species Control

Pursuant to Executive Order # 13112, recipients of NOAA funding cannot implement any actions that are likely to cause or promote the introduction or spread of invasive species, and should provide for restoration of native species and habitat conditions in ecosystems that have been invaded. NOAA recipients are expected to take positive steps to prevent the introduction of invasive species, provide for control of invasive species, and minimize the economic, ecological, and human health impacts that invasive species cause. Where possible and/or practicable, recipients should also respond rapidly to and control populations of invasive species in an environmentally sound manner, promote public education on invasive species, and conduct post-construction monitoring to ensure that impacts on native species did not occur (as applicable). NOAA can provide additional guidance on the detection, control and prevention of invasive species impacts upon request.

New Award SAC

This award supports the work described in the Recipient's proposal dated xx/xx/xxxx, and revisions dated xx/xx/xxxx, which are incorporated into the award by reference. Where the terms of the award and proposal differ, the terms of the award shall prevail.

Matching Requirement

Since this award requires the Recipient to provide \$### in project-related costs from non-federal sources, the Recipient must maintain in its official accounting records an accounting of \$###.